Crl. Rev. No. 660/01
(Old No. 1150/1990)

Hon'ble Irshad Hussain, J.

None appear for the revisionist. Heard Sri A.Rab Addl. G.A and perused the record.

From the perusal of the grounds of the criminal revision filed under section 397 of the Code of Criminal Procedure (for short 'Code'), it is evident that the revisionist-accused was aggrieved by the order of the learned Magistrate summoning the Director of the revisionist company although on earlier occasion the personal appearance was exempted under section 305 of the Code. There appear no merit in this revision because for seeking exemption from personal appearance so that the representative of the company may appear in the court on behalf of the company a fresh petition or application under section 305 of the Code may be moved by the revisionist. This apart, the proceedings of the criminal case were stayed till 27.10.1990 and thereafter the stay order was not extended. By lapse of time, the criminal revision has been rendered infructuous as it is expected that the criminal case must have been decided by not according to law and on this account also it need to be dismissed.

The revision is dismissed. If the criminal case is still pending, the learned Magistrate, Pithoragarh is directed to expedite the disposal of the case No. 951/1987 Drug Inspector Vs. Dabur (Dr. S.K.Burman.)

(Irshad Hussain, J.)

Dated 29.5.2004
Rawat